



A place where families and businesses thrive.

Monday, September 28, 2020

City Council Regular Meeting Minutes

7:00 p.m., Webex Community Auditorium

***Minutes are unofficial until approved by Council.
Council approved minutes as presented October 26, 2020.***

1. CALLED TO ORDER AND ROLL CALL:

Mayor Peter Truax called the regular City Council meeting to order at 7:04 p.m. via Webex Video Conference.

COVID-19: Due to the emergency declaration resulting from COVID-19 (Coronavirus disease) and protocols, the City Council limited in-person contact and social distancing. **The City Council conducted the Council meeting remotely by video conferencing.** The meeting was remotely video conferenced by City Recorder Ruggles and televised live from the projector screen at the Community Auditorium by Tualatin Valley Community Television (TVCTV) Government Access Programming LIVE Channel 30. The public was allowed to attend and observe in the Community Auditorium as space allowed. The Council accepted written comments on items not on the agenda submitted by September 28, 2020, 3pm, to the City Recorder.

ROLL CALL: COUNCIL PRESENT ATTENDED BY WEBEX REMOTELY: Kristy Kottkey; Timothy Rippe; Mariana Valenzuela; Adolph "Val" Valfre; Malynda Wenzl, Council President; and Mayor Peter Truax. **COUNCIL ABSENT:** Elena Uhing, excused.

STAFF PRESENT ATTENDED BY WEBEX REMOTELY: Jesse VanderZanden, City Manager; Ashley Driscoll, City Attorney; Paul Downey, Administrative Services Director; Michael Kinkade, Fire Chief; Tom Gamble, Parks and Recreation Director; Colleen Winters, Library Director; Jeff King, Economic Development Manager; and Anna Ruggles, City Recorder (Community Auditorium).

2. CITIZEN COMMUNICATIONS:

Seema Khatecherian and Karsen Buck, Forest Grove, social justice mural proposal coordinators, who were present in the auditorium, addressed Council pertaining to concerns regarding their social justice mural project proposal replacing the American Flag on the west wall of the ball court in Forest Glen Park, which was an Eagle Scout's Project in 2015, noting they have no intentions of disrespecting the flag or the Country and they respect the community's viewpoints. Khatecherian reported part of the reason the project is important is because the current state of the flag is very worn down and is disrespectful to its values. Buck spoke about internal and external

racism, noting the mural can really help Forest Grove with its diversity, equity and inclusion objectives and it may speak volumes to certain members of the community. The project proposal is referenced in the staff report under Agenda Item 10.

Mark Taton, Forest Grove, who was present in the auditorium, addressed Council pertaining to the community's concern due to the unsafe conditions at B Street Trail, i.e., threatening homeless people and aggressive panhandling, and if there were plans to reclaim the trail for the community's enjoyment. In addition, Taton asked why the handicap community was not involved in the decision too close downtown for two weekends in a row (street closure for pedestrian mall), to which Mayor Truax explained that 21st Street and Main Street were open to pedestrian traffic only and it was in an effort to help develop more interest in the downtown businesses. In response to Council comments, VanderZanden advised staff would follow-up via telephone call within 24 to 48 hours.

Charlotte Lumae, Forest Grove, who was present in the auditorium, addressed Council regarding the above-noted social justice mural project proposal and asked that the content of the mural comply with television and video games rating standards for children, i.e., rated G.

Ruggles referenced the following written e-mail correspondence, which was received as part of Citizen Communications and was distributed to Council prior to the meeting as an addendum to the Council Packet.

DATE	NAME	SUBJECT	Support	Opposed	Other
09/23/2020	1. James Peterson	Forest Glen Park (Letter)		X	
09/24/2020	2. Amy Tracewell	Support of Social Justice Mural	X		
09/25/2020	3. Shannon Perry (13. below)	Justice Mural	X		
09/25/2020	4. Heide Island	Citizen Communication (Letter)	X		
09/25/2020	5. Clare Collins	Citizen Communication	X		
09/25/2020	6. Kylie Hepler	Mural Project Proposal	X		
09/25/2020	7. Monica Gorman	Citizen Communication	X		
09/25/2020	8. Laura Stallings	Citizen Communication	X		
09/25/2020	9. Jules Boykoff	Citizen Communication (Letter)	X		
09/25/2020	10. Derrick Danielowicz	Divisive Mural Proposal		X	
09/25/2020	11. Allison Hajdu-Paulen	Citizen Communication (Letter)	X		
09/25/2020	12. Gray Ashford	Citizen Communication (Letter)	X		
09/25/2020	13. Shannon Perry (3. above)	Justice Mural			
09/26/2020	14. Celeste Goulding	New Mural for the West side	X		
09/26/2020	15. Michael Larkin	Citizen Communication	X		
09/26/2020	16. Melissa Timm	Citizen Communication	X		
09/27/2020	17. Nate Marcel	Citizen Communication	X		

09/27/2020	18. Ramona Ilea	Forest Glen Mural (Letter)	X		
09/28/2020	19. Tom Perkins	Social Justice Mural Forest Glen		X	
09/28/2020	20. Rob Huson	Forest Glen Park Mural Proposal		X	
09/28/2020	21. Seema Khatcherian/Dana	Mural Artist Previous Works	X		
09/28/2020	22. Lindsey Richardson	Social Justice Mural Proposition		X	
09/28/2020	23. Anne Hogan	Mural Project Support (Letter)	X		
09/28/2020	24. Benjamin Hole	Citizen Communications (Letter)	X		
09/28/2020	25. Morgan Knapp	Citizen Communications	X		
09/28/2020	26. Jann Purdy	Support Social Justice Mural	X		
09/28/2020	27. Darlene Pagan	Citizen Communications	X		
09/28/2020	28. Jennifer Teeter	Citizen Communications (Letter)	X		
09/28/2020	29. Nacare Rodriquez	Citizen Communications (Letter)	X		
09/28/2020	30. Vicki McGee	Citizen Communications (Letter)	X		

In addition, the following written e-mail correspondence was received by city staff in July/August:

DATE	NAME	SUBJECT	Support	Oppose	Other
07/14/2020	Jessica Monje-Perez	Black Lives Matter Mural	X		
07/14/2020	Jennifer Bass	Proposed Black Lives Matter	X		
07/15/2020	Alexia Lucey	Mural Project	X		
07/20/2020	Ramona Ilea	Mural	X		
07/29/2020	Brenna Cooper	Mural at Forest Glen Park	X		

3. **CONSENT AGENDA:**

Items under the Consent Agenda are considered routine and are adopted with a single motion, without separate discussion. Council members who wish to remove an item from the Consent Agenda may do so prior to the motion to approve the item(s). Any item(s) removed from the Consent Agenda will be discussed and acted upon following the approval of the remaining Consent Agenda item(s).

- A. Approve City Council Work Session (Electric Vehicle (EV) Program and Future Infrastructure) Meeting Minutes of August 10, 2020.
- B. Approve City Council Regular Meeting Minutes of September 14 2020.
- C. Accept Library Commission Meeting Minutes of February 12, 2020.

MOTION: Councilor Valfre moved, seconded by Councilor Rippe, to approve the Consent Agenda as presented. **VOICE VOTE:** **AYES:** Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. **NOES:** None. **ABSENT:** Councilor Uhing. **MOTION CARRIED 6-0.**

4. **ADDITIONS/DELETIONS:** None.

5. PRESENTATIONS:

5. A. Metro West Recycling & Transfer Stations

Juan Carlos González, Metro Councilor District 4, and Matt Tracy, Principal Solid Waste Transfer Station Operations Planner, presented a PowerPoint presentation overview pertaining to Metro's proposal to construct a new solid waste transfer station in Cornelius, located at North Fourth Avenue and Holladay Street. Metro identified in 2019 as part of its 12-year regional waste plan a need to build new solid waste facilities to keep pace with the demands of Washington County's growing population. In conclusion of the above-noted presentation, González and Tracy addressed various Council inquiries pertaining to the impacts to Forest Grove residents and the Community Enhancement Program Grant program, which Metro gives Forest Grove \$1.00 per ton of tonnage, noting the redistribution methods have yet to be determined by Metro.

5. B. Employment Land Site Readiness Toolkit and Roadmap Report

Alex Joyce, Cascadia Partners; Jeffrey Raker, Metro; and Kenneth Anderton, Port of Portland, presented a PowerPoint presentation overview pertaining to the Employment Lands Site Readiness and Roadmap, noting the Toolkit Project was funded by a Metro 2040 Planning and Development Grant with matching funds from 18 regional partners, including Forest Grove. The Port of Portland, Greater Portland Inc, and Metro managed the project, working with a consultant team lead by Cascadia Partners. The Employment Land Readiness Toolkit Project contains an Executive Summary and four separate Task Reports that are designed to help find tools to move challenged industrial and commercial sites within Metro urban growth boundary to development-readiness to accommodate projected population growth. The toolkit project complements and provides valuable information to Forest Grove Oak Street Land Use Refinement Plan, which is underway. King reported a proposed resolution is tentatively scheduled for October 12, 2020, Council Meeting requesting Council accept the Report, which contains Attachment A, Woodfold West Site – Base Development Scenario (Costs, Economic Impact, Tool Impact, Demographic Snapshot, Equity and Economic Snapshot, and Equitable Development) and Attachment B, Task 1-Task 5 Reports.

5. C. COVID-19 (Coronavirus disease) Update

Fire Chief Kinkade presented a PowerPoint presentation overview pertaining to COVID-19 Response Update, which was updated in the Council packet. Chief Kinkade presented updates on the Situation Report (4,540 cases in Washington County, 60 deaths; State total is 32,994 cases, 547 deaths statewide); Essential Needs for Forest Grove, Cornelius and Gaston; Community Emergency Outreach (community members may call 2-1-1 for emergency needs and to make donations); and Food Bank Support (Oregon Food Bank is experiencing a food shortage) and

Current Planning Efforts. Washington County is seeing increases of approximately 40 cases per day. Phase II is still suspended as the Governor has announced additional prerequisites to enter Phase II.

6. RESOLUTION NO. 2020-91 AUTHORIZING EXPENDITURE OF CORONAVIRUS AID RELIEF, AND ECONOMIC SECURITY ACT (CARES ACT) FUNDS FOR ADDITIONAL SMALL BUSINESS GRANT ASSISTANCE IN THE GENERAL FUND

Staff Report:

Downey presented the above-proposed resolution for Council consideration, noting the proposed resolution is authorizing expenditure of Coronavirus Aid Relief, and Economic Security Act (Cares Act) Funds for additional small business grant assistance in the General Fund. Downey reported the City received an additional \$228,938 in Cares Act funding for additional small business assistance, noting the City advertised the new program and received 54 applications from small businesses totaling \$178,000. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider approving the proposed resolution as outlined in Exhibit A, noting the expenditure of the additional grant funds needs to be appropriated so funds can be distributed.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2020-91.

VanderZanden read Resolution No. 2020-91 by title.

MOTION: Council President Wenzl moved, seconded by Councilor Valfre, to approve Resolution No. 2020-91 Authorizing Expenditure of Coronavirus Aid Relief, and Economic Security Act (Cares Act) Funds for Additional Small Business Grant Assistance in the General Fund.

Council Discussion:

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Uhing. MOTION CARRIED 6-0.

9. RESOLUTION NO. 2020-92 AUTHORIZING CITY MANAGER TO ENDORSE AN INTERGOVERNMENTAL AGREEMENT (IGA) BETWEEN CITY OF FOREST GROVE AND CITY OF HILLSBORO FOR ADMINISTRATION OF COMMUNITY PSYCHE FUNDS UNDER CITY AND SPECIAL DISTRICTS ASSISTANCE (CDSA) PROGRAM FUNDS

Staff Report:

Downey presented the above-proposed resolution for Council consideration, noting the proposed resolution is authorizing the City Manager to execute an Intergovernmental Agreement (IGA) with City of Hillsboro for administration of Community Psyche Funds under City and Special Districts Assistance (CDSA) Program Funds. Downey reported Forest Grove is receiving \$32,600 and will act as administrator of the program in order to award grant funding to five non-profit projects located in Forest Grove who applied under the program. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider approving the proposed resolution as outlined in Exhibit A, noting there is no fiscal impact to the City other than costs to administer the program.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2020-92.

VanderZanden read Resolution No. 2020-92 by title.

MOTION: Councilor Valfre moved, seconded by Council President Wenzl, to approve Resolution No. 2020-92 Directing the City Manager to execute an Intergovernmental Agreement (IGA) between City of Forest Grove and City of Hillsboro for Administration of Community Psyche Funds under City and Special Districts Assistance (CDSAC) Program Funds.

Council Discussion:

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Uhing. MOTION CARRIED 6-0.

8. RESOLUTION NO. 2020-93 AUTHORIZING EXPENDITURE OF CITY AND SPECIAL DISTRICTS ASSISTANCE (CSDA) PROGRAM FUNDS FOR COMMUNITY PSYCHE ASSISTANCE IN THE GENERAL FUND

Staff Report:

Downey presented the above-proposed resolution for Council consideration, noting the proposed resolution is authorizing expenditures of City and Special Districts Assistance (CDSA) Program Funds for Community Psyche assistance in the General Fund. Downey reported the City will be disbursing \$32,600 in grant funding to five non-profit projects located in Forest Grove who applied under the program. In conclusion of the above-noted staff report, Downey advised staff is recommending

Council consider approving the proposed resolution as outlined in Exhibit A, noting expenditure of the grant funds needs to be appropriated so funds can be distributed.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2020-93.

VanderZanden read Resolution No. 2020-93 by title.

MOTION: Councilor Valfre moved, seconded by Councilor Rippe, to approve Resolution No. 2020-93 Authorizing Expenditure of City and Special Districts Assistance (CSDA) Program Funds for Community Psyche Assistance in the General Fund.

Council Discussion:

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Uhing. MOTION CARRIED 6-0.

9. **RESOLUTION NO. 2020-94 APPROVING PUBLIC ARTS COMMISSION'S (PAC) RECOMMENDATION TO LOCATE A MUSICAL ART BENCH ON NORTHEAST CORNER OF 21ST AVENUE AND "A" STREET**

Mayor Truax advised there was an error in the listed location, noting the location should be northeast (not northwest) corner of 21st Avenue and A Street, to which staff updated the correction throughout the document and it is accurately listed in the above-noted title and motion below.

Staff Report:

Downey presented the above-proposed resolution for Council consideration, noting the proposed resolution is approving the Public Arts Commission's (PAC) recommendation to locate a musical art bench on the northeast corner of 21st Avenue and A Street. Downey reported Tualatin Valley Creates (TVC) is funding four musical art benches that will be placed throughout the county, noting the City and PAC was approached in late 2019 about the concept of placing a musical art bench on city-owned property. The PAC at its September 17, 2020, approved the location and design selected for Forest Grove and city staff also approved the location. Downey noted TVC will retain ownership of the bench and will be responsible to maintain the bench at its location. In addition, Downey advised the reason that Council is being asked to approve the bench and its location is because the PAC's bylaws are silent on approving art that will be owned by a third-party and installed on city-owned

property. In conclusion of the above-noted staff report, Downey advised staff is recommending Council consider approving the proposed resolution as outlined in Exhibit A, noting if approved, the City will negotiate a revocable license agreement with TVC to be able to locate the bench on city-owned property. In addition, the City has agreed to pay minimal costs (\$300-\$400) to use its contractor to install the concrete pad.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2020-94.

VanderZanden read Resolution No. 2020-94 by title.

MOTION: Councilor Rippe moved, seconded by Council President Wenzl, to approve Resolution No. 2020-94 Approving Public Arts Commission's (PAC) Recommendation to locate a Musical Art Bench on Northeast Corner of 21st Avenue and "A" Street.

Council Discussion:

Hearing no concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Uhing. MOTION CARRIED 6-0.

10. DRAFT RESOLUTION NO. 2020-95 PERTAINING TO A SOCIAL JUSTICE MURAL

Staff Report:

Gamble, Winters and VanderZanden presented the above-proposed draft resolution for Council consideration regarding a social justice mural project proposal. Gamble and Winters recapped background information as outlined in the staff report, noting the Public Arts Commission (PAC) at its September 17, 2020, meeting approved a \$500 mini-grant request to fund the artist and supplies for the social justice mural project using Community Enhancement Program (CEP) mini-grant funds contingent upon the project moving forward. The PAC approved recommending to the Council to approve the proposed location at the west wall at Forest Glen Park and the mural be painted by the community and students and remain for a maximum of five years, contingent on Council approving the final image. In addition, VanderZanden advised the intent of the draft resolution was to allow the Council to place a resolution on the table for open discussion. Staff recapped the following options for Council consideration, noting the Council can amend the resolution to include an option or a combination of options, or, it can defer the resolution to another meeting:

1. Accept the PAC's recommendations. This includes siting the mural on the west

wall of Forest Glen Park and allowing the mural to remain for up to five years. The remaining items that would need to be considered include approval of the final mural design and when to allow the mural to be painted.

2. Amend the PAC's recommendation. This could include, but not be limited to, designating a location, when to paint the mural, the mural design, and how long it may remain in place.
3. Consistent with the Council's prior motion, request the PAC establish policies and procedures for art in public spaces, i.e., a broader public art mural program (or the Council could do this as well). For example, the PAC could designate city-owned locations eligible for public murals and conduct a public call for art for each location.
4. Refer the mural back to the PAC. This could include withholding consideration of the mural proposal until the PAC does one or all of the following: 1) approve the mural design pending submittal by the proposer; 2) recommend when the mural should be painted; and 3) confer with the Parks and Recreation Commission (P&R) about the placement of mural(s) in public parks.
5. Refer the PAC's recommendation to the P&R for recommendation to Council. Section III (D) of the PAC's bylaws state *"to advise Council, Parks and Recreation Commission....in using public art to enhance existing development in public parks and other public lands and in public structures."*
6. Appoint a joint working group comprised of 3-4 members each from the PAC and the P&R. This group would represent the interests of each commission and make a joint recommendation directly to Council.
7. A combination thereof.

Questions of Staff:

Gamble addressed clarifying questions pertaining to the background of when the PAC was established (2006) and the history of the PAC and prior public art acquisitions and the history of the Forest Glen Park murals (two previously-painted murals) as outlined in the staff report. Gamble advised it is also important that Council consider how the mural will be maintained, i.e., requiring a maintenance agreement.

Depending upon exposure and preparation, murals tend to deteriorate quickly. Per City policy, if paint becomes deteriorated, the city cleans and/or paints on an as-needed basis. If graffiti is on a city facility, the city washes or paints over the graffiti as soon as possible.

Hearing no further questions from the Council, the following motion was made.

MOTION: Councilor Kottkey moved, seconded by Council President Wenzl, that Council accept the PAC's unanimous recommendation to move ahead with the mural at the proposed site contingent on the final approval of the final design image by the entire City Council. Councilor Rippe suggested a friendly amendment to Kottkey's original motion above, to which Mayor Traux asked Kottkey if she

approved of the proposed change and Kottkey concurred as amended above.

VanderZanden advised if Council approves the proposed motion this evening, it is contingent that Council approve the final image, which is the only item remaining to be submitted by the project coordinators. VanderZanden advised the image that was submitted in June was a concept, noting the project coordinators have requested that an artist prepare an image, which is the process and so currently there is no image to present to Council for consideration. Winters concurred the drawings submitted were conceptual and the purpose of the mini-grant was so the project coordinators could hire an artist to prepare an image.

In addition, City Attorney Driscoll advised that she recommends that Council consider final approval once a final image has been submitted to the City, which would require bringing back a proposed resolution for Council consideration to approve the final image that conforms to city speech.

Council Discussion:

Valenzuela voiced concerns because Council was not informed back in June about the proposed social justice mural (e-mail) that she received, noting the image she received in June was beautiful, it was an American Flag with hands of different skin tones. Valenzuela stated she does not understand why the lengthy process and Council waiting to approve a final image and causing further delays. Valenzuela noted the students were not requesting any funding so she does not understand how the funding (mini-grant) came about. Valenzuela concurred that in all fairness, the students have not submitted something (proposal with an image); however, the students have been trying to follow the City's process for months without success and now the students need to wait one more month to see if Council likes the image. Valenzuela pointed out the bad reflection it has caused due to the inaccuracies and processes that have not been applied equally.

Kottkey added that there was a submission of the artist's work, noting just before the meeting an e-mail was sent with more specific images and the goal is to submit an image (artist's image) that Council could consider. Kottkey noted the PAC approved the concept of a mural design as outlined in the project coordinator's memo but not a final image. Kottkey recapped what she learned while listening to the students and the feedback from the community, what she learned while speaking with residents and reading the community Facebook page and reading emails that were submitted, and she spoke about how she felt when the big flag was first installed. Kottkey pointed out it is about finding a solution, representing the people of the community and approving city speech. In addition, Kottkey disclosed she received a message from the project coordinators during the Council meeting and the project coordinators indicated that Friday, October 2, 2020, was their goal to submit a final image to the City.

Valfre concurred the process has been very complicated and perhaps it should not have been, noting he believes the Council does desire to see this project moving forward. Valfre spoke about various projects he approved during his career, noting he has never approved a contract without a rendering. Valfre noted it was a dereliction of his duties to approve something sight unseen. Valfre asked if there was a way to schedule a special session with public notification, to which VanderZanden explained the meeting guidelines and circumstances of not having an image yet (no recommendation was made). In addition, Valfre disclosed he responded to the letters (emails) submitted, noting he mentioned in his responses that he could not approve an idea unless he knew what was being painted and with specific rendering.

Wenzl affirmed her understanding there has never been a final image submitted to the City, noting the estimated date shown in the proposal a final image was due September 24, 2020. Wenzl concurred there have been roadblocks, noting she feels conflicted, but she needs to see the finalized image because it is considered city speech. Wenzl proposed different options, such as designate someone from the City to approve the image and not having to wait for another Council meeting (no recommendation was made). In addition, Wenzl advised having Parks and Recreation Commission and PAC create a process for art in public places will streamline the process in the future.

Rippe indicated that everyone can agree that the current process is broken, but the process has moved much faster than many other proposals that Council has had to address in the past. Rippe affirmed there has been no distrust with the project coordinators or the proposal but rather there needs to be a validation that the final rendering of their concept is accurate with the proposal. In addition, Rippe advised a conceptual image is different than rendering a final image, noting he has a responsibility to say to the residents that he saw the final image and approved that image.

Hearing no further discussion, Wenzl suggested a friendly amendment to Kottkey's original motion above, to which Mayor Traux asked Kottkey if she approved of the proposed change and Kottkey concurred as stated below.

MOTION ABOVE WAS AMENDED: Council President Wenzl moved, seconded by Councilor Valenzuela, to adopt Resolution No. 2020-95, Pertaining to a Social Justice Mural, to include a new Section 3 to read: The City wishes to express its viewpoint through commissioning the muralist to paint the proposed social justice mural on behalf of the City. The mural shall be located at Forest Glen Park and remain for up to five years. The mural shall be painted once the City Council has the opportunity to approve the final image.

Mayor Truax asked for a roll call vote on the above motion to amend Resolution No.

2020-95.

ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Uhing. MOTION CARRIED 6-0.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2020-95 as amended.

MOTION AS AMENDED: Councilor Valfre, seconded by Councilor Valenzuela, to adopted Resolution No. 2020-95, Pertaining to a Social Justice Mural, as amended (include Section 3 as outlined above).

VanderZanden read Resolution No. 2020-95 by title as amended.

Council Discussion:

Mayor Truax spoke about the importance of patriotism, the flag and our Country, noting this action is one of the most patriotic acts Council can do. Mayor Truax commended Rippe's, Valfre's and his military service, noting they took an oath to support, protect and defend the Constitution of the United States, and they are doing this tonight when free speech is allowed. In addition, Mayor Truax acknowledged and understood Valenzuela's concerns and frustration regarding the messiness of democracy, noting he hopes the end result will be better than what was started.

Hearing no further concerns from the Council, Mayor Truax asked for a roll call vote on the above motion as amended.

ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Uhing. MOTION CARRIED 6-0.

11. **RESOLUTION NO. 2020-96 AMENDING CITY OF FOREST GROVE'S DECLARATION OF STATE OF EMERGENCY, EFFECTIVE MARCH 14, 2020, AT 1:00 P.M., TO BE EXTENDED AND REMAIN IN EFFECT UNTIL 8:00 P.M. ON OCTOBER 12, 2020, UNLESS SUPERSEDED SOONER; AMENDING RESOLUTION NO. 2020-89**

Staff Report:

Mayor Truax presented the above-proposed resolution for Council consideration, noting the resolution is extending the duration of the City's emergency declaration that went into effect March 14, 2020, through April 13, 2020; extended through April 30, 2020 (first time); extended to May 11, 2020 (second time); extended to May 31, 2020 (third time); extended to June 8, 2020 (fourth time); extended to June 22, 2020 (fifth

time); extended to July 13, 2020 (sixth time); extended to August 10, 2020 (seventh time); extended to September 14, 2020 (eighth time); extended September 28, 2020 (ninth time) and now extending to remain in effect until 8:00 p.m. October 12, 2020 (tenth time), unless superseded sooner. Mayor Truax advised he will remain in compliance with the Governor's State of Emergency and extend the City's declaration if needed due to COVID-19 public health emergency.

Before proceeding with Council discussion, Mayor Truax asked for a motion to adopt Resolution No. 2020-96.

VanderZanden read Resolution No. 2020-96 by title.

MOTION: Council Valfre moved, seconded by Council President Wenzl, to approve Resolution No. 2020-96 Amending the City of Forest Grove's Declaration of State of Emergency, Effective March 14, 2020, at 1:00 P.M., to be extended and remain in effect until 8:00 P.M. on October 12, 2020, unless superseded sooner; Amending Resolution No. 2020-89.

Hearing no further concerns from the Council, Mayor Truax asked for a roll call vote on the above motion.

ROLL CALL VOTE: AYES: Councilors Kottkey, Rippe, Valenzuela, Valfre, Wenzl, and Mayor Truax. NOES: None. ABSENT: Councilor Uhing. **MOTION CARRIED 6-0.**

12. COUNCIL COMMUNICATIONS:

13. City Manager's Report:

VanderZanden reported on various department-related activities and projects, noting the City received 11 proposals for providing Diversity, Equity and Inclusion (DEI) training and developing the DEI plan and will be interviewing potential consultants in October.


14. MAYOR'S REPORT:

Mayor Truax reported on various legislative-related issues, and Washington County-related matters of interest. Mayor Truax reminded everyone to register to Vote. In addition, Mayor Truax commended Elizabeth Stover, Program Coordinator, for working hard on the 2020 Consensus program outreach, noting time is running out to be counted. In conclusion, Mayor Truax spoke in remembrance of Ruth Bader Ginsburg, longtime Supreme Court justice, who died September 18, 2020, at the age of 87.

15. ADJOURNMENT:

Mayor Truax adjourned the regular Council meeting at 10:20 p.m.

Respectfully submitted,



Anna D. Ruggles, CMC, City Recorder